

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
MIDLAND/ODESSA DIVISION

ROSALIE GARZA,
Plaintiff,

v.

MCCAMEY COUNTY HOSPITAL
DISTRICT,

Defendant.

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NO. MO:22-CV-00129

ORDER

BEFORE THE COURT is the Parties' Stipulation of Dismissal (Doc. 37) filed April 11, 2023. The parties stipulate that they have resolved all causes of action and that this action against should be dismissed with prejudice. (*Id.*). Federal Rule of Civil Procedure 41(a)(1)(A)(ii) allows a plaintiff to dismiss an action upon filing a stipulation of dismissal signed by all parties who have appeared. Plaintiff has done so. "Stipulated dismissals under Rule 41(a)(1)(A)(ii) . . . require no judicial action or approval and are effective automatically upon filing." *Yesh Music v. Lakewood Church*, 727 F.3d 356, 362 (5th Cir. 2013).

The Court therefore **ORDERS** that the Clerk of Court **CLOSE** this action. Each party shall bear and pay their respective attorney fees and costs herein. The Court will retain jurisdiction for thirty (30) days to enforce the terms of the agreement, if necessary.

It is so **ORDERED**.

SIGNED this 12th day of April, 2023.

A handwritten signature in black ink, appearing to read "David Counts", with a stylized star-like flourish at the end.

DAVID COUNTS
UNITED STATES DISTRICT JUDGE